

10-01-01

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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**UTILITY PATENT APPLICATION TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 42390P12322

(maximum 12 characters)

First Named Inventor Bottom et al.Title: "A Modular Server Architecture With High-Availability Management Capability"Express Mail Label No. EL 899343408 US

ADDRESS TO: **Assistant Commissioner for Patents**  
**Box Patent Application**  
**Washington, D. C. 20231**

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1. X **Fee Transmittal Form (e.g., PTO/SB/17)**  
 (Submit an original, and a duplicate for fee processing)

EXPRESS MAIL CERTIFICATE OF MAILING

2.      **Applicant Claims Small Entity Status. (37 CFR 1.27)**

Express Mail mailing label number: EL 899343408 US

3. X **Specification (Total Pages 30)**

(preferred arrangement set forth below)

- Descriptive Title of the Invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

I hereby certify that the fee or fee in excess of \$500 is being deposited with the United States Postal Service, Express Mail Post Office to Addressee service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

Sept. 28, 2001

Date of Deposit

Name of Person Mailing Correspondence

Signature

Date

4. X **Drawings(s) (35 USC 113) (Total Sheets 10)**

5. X **Oath or Declaration (Total Pages 5)**

- a.      Newly Executed (Original or Copy)
- b.      Copy from a Prior Application (37 CFR 1.63(d))  
 (for Continuation/Divisional with Box 17 completed)
- i.      **DELETIONS OF INVENTOR(S)** Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- c. X Unsigned.

6.      **Application Data Sheet. (37 CFR 1.76)**

7.      CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8.      Nucleotide and/or Amino Acid Sequence Submission  
 (if applicable, all necessary)

- a.      Computer Readable Form (CRF)
- b.      Specification Sequence Listing on
  - i.      CD-ROM or CD-R (2 copies); or
  - ii.      paper
- c.      Statement verifying identity of above copies

[illegible]

- 18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:**

(which is a \_\_\_ continuation/ \_\_\_ divisional/ \_\_\_ CIP of prior application no. \_\_\_\_\_,  
which is a \_\_\_ continuation/ \_\_\_ divisional/ \_\_\_ CIP of prior application no. \_\_\_\_\_) (List entire chain of priority)

**18B. Statement under 37 CFR 3.73(b) for continuing application:**

19. Correspondence Address

X Correspondence Address Below

**BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP**

## Seventh Floor

Country U.S.A. TELEPHONE (303) 740-1980 FAX (303) 740-6962

Signature: [Signature] Date: 9/27/01

Serial/Patent No.: \*\*\*\*\* Filing/Issue Date: Concurrently Herewith  
Client: Intel Corporation  
Title: A Modular Server Architecture with High Availability  
Management Capability  
BSTZ File No.: 42390.P12322 Atty/Secty Initials: MAD/AAJ/kam  
Date Mailed: Sept. 28, 2001 Docket Due Date:

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> Amendment/Response (____ pgs.)  | <input checked="" type="checkbox"/> Express Mail No.: EL899343408US                  | <input checked="" type="checkbox"/> Check No. 1922 |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate)                              | <input type="checkbox"/> _____ Month(s) Extension of Time                            | Amt: \$978.00                                      |
| <input checked="" type="checkbox"/> Application - Utility (31 pgs., with cover and abstract)   | <input type="checkbox"/> Information Disclosure Statement & PTO 149 (____ pgs.)      | <input type="checkbox"/> Check No. _____           |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.)                   | <input type="checkbox"/> Issue Fee Transmittal                                       | Amt: _____   |
| <input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.)                     | <input type="checkbox"/> Notice of Appeal  |  |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.)                            | <input type="checkbox"/> Petition for Extension of Time                              |  |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.)                | <input type="checkbox"/> Petition for _____  |  |
| <input type="checkbox"/> Application - Design (____ pgs.)                                      | <input checked="" type="checkbox"/> Postcard   |  |
| <input type="checkbox"/> Application - PCT (____ pgs.)   | <input type="checkbox"/> Power of Attorney (____ pgs.)                               |  |
| <input type="checkbox"/> Application - Provisional (____ pgs.)                                 | <input type="checkbox"/> Preliminary Amendment (____ pgs.)                           |  |
| <input type="checkbox"/> Assignment and Cover Sheet  | <input type="checkbox"/> Reply Brief (____ pgs.)                                     |  |
| <input checked="" type="checkbox"/> Certificate of Mailing                                     | <input type="checkbox"/> Response to Notice of Missing Parts                         |  |
| <input checked="" type="checkbox"/> Declaration & POA (5 pgs.) (unsigned)                      | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business |  |
| <input type="checkbox"/> Disclosure Docs & Orig & Copy of Inventor's Signed Letter (____ pgs.) | <input checked="" type="checkbox"/> Transmittal Letter, in duplicate                 |  |
| <input checked="" type="checkbox"/> Drawings: 10 # of sheets includes 10 figures               | <input checked="" type="checkbox"/> Fee Transmittal, in duplicate                    |  |

☒ Other: Express Mail Certificate

EL899343408US

### EXPRESS MAIL CERTIFICATE OF MAILING

"Express Mail" mailing label number: EL 899343408 US

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September 28, 2001

Date of Deposit

Krista Mathieson

Name of Person Mailing Correspondence

Krista Mathieson

Signature

September 28, 2001

Date

**FEE TRANSMITTAL FOR FY 2001****TOTAL AMOUNT OF PAYMENT (\$)** \$978.00**Complete if Known:**

Application No. \*\*\*\*\*  
 Filing Date Not Yet Assigned  
 First Named Inventor Bottom et al.  
 Group Art Unit Not Yet Assigned  
 Examiner Name Not Yet Assigned  
 Attorney Docket No. 42390P12322

**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666Deposit Account Name EXPRESS MAIL CERTIFICATE OF MAILING

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.101 and 1.102. "Express Mail" mailing label number: EL 89934340805  
 deposited with the United States Postal Service, Express Mail<sup>®</sup> Post Office to Addressee service on Sept. 28, 2001  
☐ Applicant claims small entity status. See 37 CFR 1.201 above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

2. ☒ Payment Enclosed: ☒ Check  
☐ Credit Card  
☐ Money Order  
☐ Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
101	710	201	355	Utility application filing fee	\$710.00
106	320	206	160	Design application filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional application filing fee	

**SUBTOTAL (1)** \$710.00**2. EXTRA CLAIM FEES**

		Extra Claims		Fee from below		Fee Paid	
Total Claims	<u>26</u>	- 20** =	<u>6</u>	X	<u>\$18.00</u>	=	<u>\$108.00</u>
Independent Claims	<u>5</u>	- 3** =	<u>2</u>	X	<u>\$80.00</u>	=	<u>\$160.00</u>
Multiple Dependent						=	

\*\*Or number previously paid, if greater; For Reissues, see below.

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	80	202	40	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claim, if not paid	
109	80	209	40	**Reissue independent claims over original patent	
110	18	210	9	**Reissue claims in excess of 20 and over original patent	

**SUBTOTAL (2)** \$268.00**FEE CALCULATION (continued)**

### 3. ADDITIONAL FEES

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Code</u>	<u>Fee (\$)</u>	<u>Code</u>	<u>Fee (\$)</u>		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	130	123	130	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	For filing a submission after final rejection (see 37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (see 37 CFR 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) \$ 0.00**

\*Reduced by Basic Filing Fee Paid

#### SUBMITTED BY:

Typed or Printed Name: Michael A. DeSanctis

Signature: \_\_\_\_\_

Date: 9/29/01

Reg. Number: 39,957

Telephone Number: 303-740-1980

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